IN THE UNITED STATES PATENT OFFICE

SIMTEK6218

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In re Application of Kenji Nagai

App. No.:

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Filed:

October 1, 2001

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Title:

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Examiner:

D. Le

Art Unit:

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 I hereby certify that this correspondence and all marked attachments are being deposited with the United States Patent Office via fax to (703) 872-9319 on:

February 13, 2004

Ernest A. Beutler Reg. No. 19901

NOTICE OF APPEAL

Dear Sir:

Applicant hereby appeals the rejection of claims 1, 10-19 and 23-30 made December 17, 2003. Although that rejection was not made Final, the case has been twice rejected and therefore applicant has the right to appeal the rejection.

A credit card authorization for the appeal fee is attached.

Respectfully submitted:

Ernest A. Beutler Reg. No. 19901

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